



PATENT
Attorney Docket No. P1299CON3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

David A. Hammond

Application No. 09/963,734 ✓

Filed: September 26, 2001

For: EMERGENCY RELIEF SYSTEM

Art Unit: 3728

Examiner: Jila M. Mohandes

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Notice
GWD/11/03

TECHNOLOGY CENTER R3700

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Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner mailed August 4, 2003, rejecting the following claims: 1-10.

The items checked below are appropriate:

1. Status of Applicant

This application is on behalf of other than a small entity or a small entity.

2. Fee for Filing Notice of Appeal

Pursuant to 37 CFR 1.17(b), the fee for filing the Notice of Appeal is for: other than a small entity or a small entity.

01/30/2004 MAHMED1	00000011 09963734	165.00 DP	Notice of Appeal Fee due \$165.00
01 FC:2401			
01/30/2004 MAHMED1	00000011 09963734	475.00 DP	
02 FC:2253			

CERTIFICATE OF MAILING
UNDER 37 CFR § 1.10

Date of Deposit: January 27, 2004

Mailing Number: EU905098142US

I hereby certify that the following Notice of Appeal From the Examiner to the Board of Patent Appeals and Interferences along with its enclosures is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Carlos Coronado

3. Extension of Time

- Applicant petitions for a three-month extension of time under 37 CFR 1.136(a),
the fee for which is \$475.00.
- An extension for one month has already been secured and the fee paid therefor
of \$110.00 is deducted from the total fee due for the total amounts of
extension now requested.
- Applicants believe that no extension of time is required. However, this
conditional petition is being made to provide for the possibility that
applicants have inadvertently overlooked the need for a petition and fee for
extension of time.

Extension fee due with this request: \$475.00

4. Total Fee Due

The total fee due is:

Notice of Appeal Fee	\$165.00
Extension Fee (if any)	\$475.00

Total Fee Due: \$640.00

5. Fee Payment

- Attached is a check in the sum of \$640.00.
- Charge Account No. 07-0181 the sum of \$. A duplicate of this
transmittal is attached.

6. Fee Deficiency

- If any additional fee is required in connection with this communication, charge
Account No. 07-0181. A duplicate of this transmittal is attached.



George M. Carrera, Jr., Reg. No. 50,317
Patent Agent
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(312) 569-1000 (telephone)
(312) 569-3000 (facsimile)

Date: January 27, 2004

CH02/22288491.1



EXPRESS MAILING CERTIFICATE UNDER 37 CFR § 1.10

Date of Deposit: January 27, 2004

"Express Mail" Mailing Number: EU905098142US

I hereby certify that the following Notice of Appeal From the Examiner to the Board of Patent Appeals and Interferences along with its enclosures is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to:

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Title: EMERGENCY RELIEF SYSTEM

Inventor: David A. Hammond

Application No.: 09/963,734

Filed: September 26, 2004

Enclosed:

1. Transmittal Form (1 pg)
2. Notice of Appeal From the Examiner to the Board of Patent Appeals and Interferences (2 pgs) and duplicate thereof (2 pgs)
3. Check in the amount of \$640.00
4. Return postcard

Carlos Coronado
Typed or Printed Name


Signature

Attorney Docket No. P1299CON3
Client No. 081361/0002

CH02/22288979.1

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1028-04

PTO/SB/21 (6-98)

Approved for use through 09/30/2000. OMB 0651-0031

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

AF/3728
APPlease type a plus sign (+) inside this box →

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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

		Application Number	09/963,734
		Filing Date	September 26, 2001
		First Named Inventor	David A. HAMMOND
		Group Art Unit	3728
		Examiner Name	Jila M. Mohandes
Total Number of Pages in This Submission	6	Attorney Docket Number	P1299CON3

ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input checked="" type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input checked="" type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Response	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	Certificate of Mailing under 37 CFR 1.8; Post Card
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Small Entity Statement	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application		Remarks
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	George M. Carrera, Jr., Reg. No. 50,317 Gardner Carton & Douglas LLP
Signature	
Date	January 27, 2004

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this date January 27, 2004.

Typed or printed name	Carlos Coronado
Signature	
Date	January 27, 2004

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.